



STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
(See Issuing Division below)



## PERMIT\*

The New Jersey Department of Environmental Protection grants this permit in accordance with your application, attachments accompanying same application, and applicable laws and regulations. This permit is also subject to the further conditions and stipulations enumerated in the supporting documents which are agreed to by the permittee upon acceptance of the permit.			
Permit No. 1215-00-0009.2 SEA		Application No.	
Issuance Date <div style="text-align: center; font-weight: bold;">FEB 23 2001</div>	Effective Date <div style="text-align: center; font-weight: bold;">FEB 23 2001</div>	Expiration Date <div style="text-align: center; font-weight: bold;">FEB 23 2006</div>	
Name and Address of Applicant New Jersey Department of Transportation 1035 Parkway Avenue Trenton, NJ 08625	Name and Address of Owner	Name and Address of Operator	
Location of Activity/Facility (Street Address)  <div style="text-align: center;">N/A                      N/A</div> Lot _____ Block _____	Issuing Division Land Use Regulation Program	Statute(s) NJSA 58:16A-50 et seq.	
Type of Permit    Stream Encroachment		Maximum Approved Capacity, if applicable	
This permit grants permission to:  <p style="margin-left: 40px;">Construct a 2130 mm x 1500 mm concrete box culvert under U.S. Route 130, and a connection to the existing storm sewer system within the flood plain of Sucker Brook, all associated with the proposed road improvements in the vicinity of the U.S. Routes 1, 130 and 171 intersection, in the Township of North Brunswick, County of Middlesex, New Jersey.</p> <div style="margin-top: 40px;">           Prepared By:   <div style="display: flex; justify-content: center; align-items: center;"> <div style="text-align: center; margin-right: 20px;"> <u>Michael Alemzadeh</u>              Michael Alemzadeh           </div> </div> </div> <p style="text-align: center; margin-top: 20px;">(See page 4 for signature.)</p>			
Revised Date	Approved by the Department of Environmental Protection <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div>           Name (Print or Type) _____            Signature _____         </div> <div>           Title _____            Date _____         </div> </div>		

\*The word permit means "approval, certification, registration, etc."

(General Conditions are on the Reverse Side)

**This permit is subject to the following general conditions:**

1. This permit is revocable, or subject to modification or change at any time, pursuant to the applicable regulations, when in the judgement of the Department of Environmental Protection of the State of New Jersey such revocation, modification or change shall be necessary.
2. The issuance of this permit shall not be deemed to affect in any way action by the Department of Environmental Protection of the State of New Jersey on any future application.
3. The works, facilities, and/or activities shown by plans and/or other engineering data, which are this day approved, subject to the conditions herewith established, shall be constructed and/or executed in conformity with such plans and/or engineering data and the said conditions.
4. No change in plans or specifications shall be made except with the prior written permission of the Department of Environmental Protection of the State of New Jersey.
5. The granting of this permit shall not be construed to in any way affect the title or ownership of property, and shall not make the Department of Environmental Protection or the State a party in any suit or question of ownership.
6. This permit does not waive the obtaining of Federal or other State or local government consent when necessary. This permit is not valid and no work shall be undertaken until such time as all other required approvals and permits have been obtained.
7. A copy of this permit shall be kept at the work site, and shall be exhibited upon request of any person.
8. In cases of conflict, the conditions of this permit shall supersede the plans and/or engineering data.

**TERMS AND CONDITIONS:**

IN ADDITION TO THE GENERAL CONDITIONS PRINTED ON THE BACK OF PAGE ONE OF THIS PERMIT, THE FOLLOWING CONDITIONS SHALL ALSO APPLY:

**9. Limit and Extent of Approval**

- a. This approval grants permission to the applicant and/or its agents to undertake an activity regulated by the State of New Jersey as described by the text of this permit and as detailed by the herein approved plans. Any construction, grading, removal of vegetation, or other activity at this site within or affecting a regulated flood plain, other than specifically approved by this permit or as detailed by the approved drawings, shall require additional approvals from the Department. The commencement of such regulated activities without the appropriate approvals shall be in violation of State law.
- b. All activities authorized by this permit shall be completed within five years of the issuance date as listed on the first page of this document. At that time, this approval, if not previously revoked, shall automatically become null and void, and none of the activities referenced herein may commence or continue until a new approval has been granted by the Department.

**10. Method of Construction**

- a. All activities approved by this permit shall be performed under the supervision and direction of a Professional Engineer licensed in the State of New Jersey, and shall be undertaken using the best management practices available. Furthermore, the site shall be subject to inspection at any time by representatives of the Department to ensure the continuous application of the provisions of this permit.
- b. During the course of construction, neither the applicant nor its agents shall cause or permit any unreasonable interference with the free flow of the stream by placing or dumping any materials, equipment, debris or structures within or adjacent to the stream corridor. Upon completion or abandonment of the work, the applicant and/or its agents shall remove and dispose of in a lawful manner all excess materials, equipment and debris from the stream corridor and adjacent lands.
- c. All activities authorized by this permit shall be stabilized in accordance with Standards for Soil Erosion and Sediment Control in New Jersey (obtainable from local Soil Conservation District Offices), or equal engineering specifications, to prevent eroded soil and sediment from entering adjacent waterways and wetlands at any time during and subsequent to construction. The Department reserves the right to order the suspension of any activity if unacceptable levels of erosion or turbidity result from the same. Furthermore, the applicant shall maintain the stream corridor as shown on the approved drawing/s for either such time as is required for the channel and/or banks to become reasonably stabilized, or for one year after completion of the project (as evidenced by a Certificate of Completion), whichever period of time is longer.

**11. Responsibilities of Applicant**

- a. The granting of this permit does not in any way relieve the applicant and/or its agents from the responsibility for damages caused by any construction or activities hereby

**TERMS AND CONDITIONS:**

approved, nor does the Department accept responsibility for any structural designs.

- b. No construction authorized by this permit may begin until the enclosed permit acceptance form has been signed by the applicant and is returned to the Department. By signing and submitting this form, the applicant accepts this permit in its entirety and agrees to adhere to all of its terms and conditions. Please be advised that this permit may be declared null and void should it be determined that adequate measures had not been taken by the applicant and/or its agents to ensure the continuous implementation of these terms and conditions.
- c. Within ten (10) days of the receipt of this permit by the applicant, this permit shall be recorded in its entirety in the office of the County Clerk or the Registrar of Deeds and Mortgages for each county where this permit is located. Verified notice of this action shall be forwarded to the Department immediately thereafter.
- d. The enclosed construction notice shall be completed by the applicant or its agent and submitted to the Department at least fourteen (14) days prior to the commencement of the herein approved activities.
- e. The enclosed completion report shall be completed by a Professional Engineer licensed in the State of New Jersey and submitted to the Department within thirty (30) days after completion of the herein approved activities.

**12. Consistency with Areawide Water Quality Management Plan**

This project has not been reviewed for consistency with the relevant Water Quality Management Plan or the Statewide Water Quality Management Planning Rules (N.J.A.C. 7:15). As such, there is no intended or implied approval regarding additional permits which may be required from the Department. For treatment works approvals, the consistency determination will be performed by the Bureau of Engineering and Permitting (North/South) which may be reached at (609) 292-6894 for North (Middlesex, Hunterdon and counties north) or (609) 633-1169 for South (Mercer, Monmouth and counties south). For general information concerning water quality management planning process, please contact the Office of Environmental Planning at (609) 633-1179.

- 13. During construction, all excavation must be adequately monitored for the presence of acid-producing deposits. If such deposits are encountered, the mitigation and disposal standards outlined in Section 3.6 of the "Stream Encroachment Technical Manual" must be implemented. An annual post planting monitoring program must be established to ensure that the re-establishment of vegetation in all disturbed areas, and in each individual basis shall have a minimum 85% plant survival and coverage rate after two complete growing seasons. Failure to achieve this survival rate will require the implementation of additional corrective measures and/or the reevaluation of the acid producing soils mitigation proposal to ensure the 85% survival rate requirement.
- 14. In order to protect the general fishery resource within Sucker Brook, any proposed grading or construction activities within the banks of this or any other stream on site are prohibited between May 1 and June 30 of every year. In addition, any activity within the 100-year flood plain or

**TERMS AND CONDITIONS:**

flood hazard area of this watercourse, which could introduce sediment into said stream or which could cause an increase in the natural level of turbidity is also prohibited during this period.

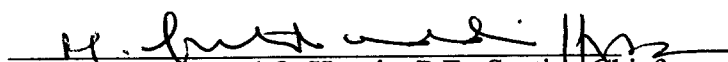
15. The applicant must obtain Freshwater Wetlands permits for the proposed construction within freshwater wetlands, wetland transition areas and State open waters on site, in accordance with N.J.A.C. 7:7A1.1 et seq. From the Land Use Regulation Program. Specifically, a review of this project indicates that a Statewide General Permit 6, 7, 10, 11, 20 and A Special Activity Waiver/Linear Development shall be obtained prior to the improvements to the Route 1/130/171 interchange.

16. The drawings hereby approved are seven (7) sheets prepared by Gannet Fleming, Inc., undated and unrevised, and entitled:

“STREAM ENCROACHMENT PERMIT PLANS, PLAN SHEET INDEX “, Sheets 2, 3 and 4 of 9,

“STREAM ENCROACHMENT PERMIT APPLICATION PLANS”, Sheets 6, 7 and an unnumbered sheet, and

“CONSTRUCTION DETAILS”, Sheet 8 of 9.

  
Mohammed Q. Husain, P.E., Section Chief,  
Bureau of Coastal Regulation

2/23/01  
Date

MQH/MA/cms

Disk se 2/2001 file no. 1215-00-0009.2